IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.6900 of 2008
HARI NANDAN MAHTO
Versus
STATE OF BIHAR
---

2. 5.5.2008 Prayer of the petitioner is for grant of bail in Ballia P.S.case No.144 of 2002 registered under Sections 364, 302 and 201/34 of the Indian Penal Code.

Mr.Nakul Kumar Jamuar, appears on behalf of the petitioner. State is represented by Mr.R.B.Rai Raman, Additional Public Prosecutor.

Petitioner has been named in the first information report and there is specific allegation of kidnapping against him. Later on the dead body of the person kidnapped has been recovered. The case was registered as back as in the year 2002, but the petitioner has chosen to surrender on 3rd of August, 2007.

In view of the nature of allegation and materials available, I am not inclined to release the petitioner on bail.

However, in case the trial of the petitioner is not concluded within nine months, he shall be at liberty to renew his prayer for bail before the court below itself, who shall consider the same in accordance with law.

Application stands dismissed with the observation aforesaid.

(Chandramauli Kr.Prasad, ACJ)

Narendra/

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